

FILED IN CHAMBERS

U.S.D.C. - Atlanta

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

NOV 21 2017

James M. Hatten, Clerk

*James M. Hatten* Deputy Clerk

AUBREY DERUNTE LEWIS,

Petitioner

v.

WARDEN ANTOINE CALDWELL; and  
HON. VICKI S. BASS, Assistant  
Attorney General,

Respondents

CIVIL ACTION FILE NO.  
1:17-CV-3773-ODE-RGV

ORDER

This pro se civil case is before the Court on the Final Report and Recommendation of United States Magistrate Judge Russell G. Vineyard filed October 16, 2017 [Doc. 6] ("R&R"). No objections have been filed.

In the R&R, Judge Vineyard recommends that this federal habeas action be dismissed under Rule 4<sup>1</sup> and that a certificate of appealability be denied.

The Court having read and considered the R&R and noting the absence of any objections, it is hereby ADOPTED as the opinion and order of the Court. For the reasons set forth in the R&R, the petition [Doc. 1] is DISMISSED and a certificate of appealability is DENIED.

SO ORDERED, this 21 day of November, 2017.

*Orinda D. Evans*  
ORINDA D. EVANS  
UNITED STATES DISTRICT JUDGE

<sup>1</sup>Rule 4 of the Rules Governing Section 2254 Cases in the United States District Courts.